

102793-157
MBJ-0361

REMARKS

Amendment to the Claims

The applicants greatly appreciate the examiner's helpful comments about allowable subject matter. The claims have been amended to address the examiner's claim objections and 112, first paragraph rejections (see chart below comparing old and new claims)

| Claim | Status | Relationship to old claim |
|-------|-----------|---|
| 1, 2 | cancelled | |
| 3 | pending | 3, 6 |
| 4, 5 | cancelled | |
| 6 | pending | "new" - further limitation of claim 3 |
| 7 | pending | 8 |
| 8 | pending | 7 (now directed to concrete mix) |
| 9 | pending | "new" - cement additive has further limitations like in pending claim 6 |
| 10 | cancelled | |
| 11 | pending | similar to old claim 7 but with limitations of pending claim 9 |
| 12-16 | cancelled | |
| 17 | pending | 11 |
| 18 | pending | 11 with limitations of pending claim 6 |

Support for the limitation of claims 6 and 9 can be found in specification, e.g. in col. 4, lines 13-16.

Claim Objections

It is believed that the claim amendments address the examiner's objections.

35 U.S.C. 112, first paragraph rejection

Claims 7, 13 and 17 have been amended to be more clearly directed toward a specific type of claim which is believed to obviate this rejection.

35 U.S.C. 103 rejection

The limitation of claim 6 has been inserted into claim 1 as suggested by the examiner which is believed to obviate this rejection. Applicants reserve the right to pursue broader claims in a divisional application.

Closing

Applicants also believe that this application is in condition for allowance. However, should any issue(s) of a minor nature remain, the Examiner is respectfully requested to telephone the undersigned at telephone number (212) 808-0700 so that the issue(s) might be promptly resolved.

12/22/03 09:43 FAX 212 808 0844

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Respectfully submitted,

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CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that the foregoing Amendment under 37 CFR § 1.111 (8 pages) is being facsimile transmitted to the United States Patent and Trademark Office on the date indicated below:

Date: 22 December 2003

By: Agata Glinska
Agata Glinska